

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

MICHAEL J. WALSH,

Civil No. 05-2673 (RHK/JSM)

Plaintiff,

v.

ORDER

THE UNIVERSITY OF MINNESOTA, and
JANICE L. HOISTAD, Ph.D.,

Defendants.

The above-entitled matter comes before the Court upon the Report and Recommendation of United States Magistrate Judge Janie S. Mayeron dated December 1, 2005. No objections have been filed to that Report and Recommendation in the time period permitted.

Based upon the Report and Recommendation of the Magistrate Judge, and all of the files, records and proceedings herein,

IT IS HEREBY ORDERED:

1. The Report and Recommendation (Doc. No. 3) is **ADOPTED**;
2. Plaintiff's "Application to Proceed Without Prepayment of Fees" (Doc. No. 2) is **DENIED**; and
3. This action is summarily **DISMISSED** pursuant to 28 U.S.C. § 1915(e)(2)(B)(ii).

Dated: December 27, 2005

s/Richard H. Kyle
RICHARD H. KYLE
United States District Judge